

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION**

UNITED MINE WORKERS OF AMERICA
COMBINED BENEFIT FUND and UNITED
MINE WORKERS OF AMERICA 1992
BENEFIT PLAN,

Appellants,

v.

WALTER ENERGY, INC., et al.,

Appellees.

Case No. 2:16-cv-00249-RDP

District Judge R. David Proctor

On appeal from the United States Bankruptcy
Court for the Northern District of Alabama,
No. 15-02741-11

Bankruptcy Judge Tamara O. Mitchell

**APPELLANTS' STATEMENT OF ISSUES
AND DESIGNATION OF RECORD ON APPEAL**

Pursuant to Federal Rule of Appellate Procedure 6(b)(2)(B), the United Mine Workers of America Combined Benefit Fund and the United Mine Workers of America 1992 Benefit Plan (together, "Appellants"), by and through their attorneys, hereby submit the Statement of Issues and Designation of Record on Appeal of this Court's March 15, 2016 Order (Doc. No. 5) affirming the February 8, 2016 Order of the United States Bankruptcy Court for the Northern District of Alabama (Mitchell, J.) authorizing the sale of the Debtors' remaining assets free and clear of, *inter alia*, claims, liens, interests and encumbrances (Bankr. Doc. No. 1863). Appellants noticed an appeal of the March 15, 2016 Order in this Court on March 17, 2016 (Doc. No. 6); that appeal has been docketed in the Eleventh Circuit as Case No. 16-11205-HH.

* * *

Appellants' Statement of Issues and Designation of Record on Appeal are as follows:

STATEMENT OF ISSUES

1. Do bankruptcy courts lack jurisdiction, pursuant to the Anti-Injunction Act, 26 U.S.C. § 7421(a), to rule that the purchaser of a debtor's assets cannot be liable for future federal taxes under the Coal Industry Retiree Health Benefit Act (the "Coal Act"), 26 U.S.C. § 9701 et seq., for periods after the sale closes?
2. Are Appellants' interests in assessing and collecting Coal Act premiums from the purchaser of a coal-mining debtor's business for the period after an asset sale "interest[s] in . . . property" under Section 363(f) of the Bankruptcy Code, 11 U.S.C. § 363(f)?

DESIGNATION OF RECORD ON APPEAL

Appellants designate the following items for inclusion in the record on appeal to the United States Court of Appeals for the Eleventh Circuit.¹ Each item designated shall also include any and all attachments, proposed orders, and/or exhibits thereto:

Item #	Docket No.	Docket Date	Description
1 ²	Bankr. Doc. 1	07/15/2015	Voluntary Petition of Atlantic Development and Capital, LLC (Case No. 15-02747) Voluntary Petition of Atlantic Leaseco, LLC (Case No. 15-02773)

¹ Item 1–73 constitute the record on appeal before this Court. Bankr. Doc. No. 1971; *see also* Fed. R. App. P. 6(b)(2)(B)(iii).

² On July 15, 2015, Walter Energy, Inc. and 22 affiliates each filed chapter 11 petitions with the Bankruptcy Court for the Northern District of Alabama. Each petition commenced a separate case under chapter 11 of the Bankruptcy Code; accordingly, each chapter 11 petition is docket entry 1 on a separate docket. Each chapter 11 petition is listed on this designation of items for inclusion in the record on appeal. The 23 cases are being jointly administered under the caption *In re Walter Energy, Inc., et al.*, No. 15-02741-11 (Bankr. N.D. Ala.).

Item #	Docket No.	Docket Date	Description
			Voluntary Petition of Blue Creek Coal Sales, Inc. (Case No. 15-02750)
			Voluntary Petition of Blue Creek Energy, Inc. (Case No. 15-02752)
			Voluntary Petition of J.W. Walter, Inc. (Case No. 15- 02755)
			Voluntary Petition of Jefferson Warrior Railroad Company, Inc. (Case No. 15-02759)
			Voluntary Petition of Jim Walter Homes, LLC (Case No. 15-02762)
			Voluntary Petition of Jim Walter Resources, Inc. (Case No. 15-02743)
			Voluntary Petition of Maple Coal Co., LLC (Case No. 15-02764)
			Voluntary Petition of Sloss-Sheffield Steel & Iron Company (Case No. 15-02766)
			Voluntary Petition of SP Machine, Inc. (Case No. 15- 02746)
			Voluntary Petition of Taft Coal Sales & Associates, Inc. (Case No. 15-02751)
			Voluntary Petition of Tuscaloosa Resources, Inc. (Case No. 15-02753)
			Voluntary Petition of V Manufacturing Company (Case No. 15-02754)
			Voluntary Petition of Walter Black Warrior Basin LLC (Case No. 15-02756)
			Voluntary Petition of Walter Coke, Inc. (Case No. 15- 02744)
			Voluntary Petition of Walter Energy Holdings, LLC (Case No. 15-02758)

Item #	Docket No.	Docket Date	Description
			Voluntary Petition of Walter Energy, Inc. (Case No. 15-02741)
			Voluntary Petition of Walter Exploration & Production LLC (Case No. 15-02757)
			Voluntary Petition of Walter Home Improvement, Inc. (Case No. 15-02760)
			Voluntary Petition of Walter Land Company (Case No. 15-02761)
			Voluntary Petition of Walter Minerals, Inc. (Case No. 15-02763)
			Voluntary Petition of Walter Natural Gas, LLC (Case No. 15-02765)
2	Bankr. Doc. 3	07/15/2015	Declaration of William G. Harvey in Support of First Day Motions
3	Bankr. Doc. 54	07/15/2015	Order Directing Joint Administration of the Debtors' Chapter 11 Cases
4	Bankr. Doc. 260	07/31/2015	Verified Statement of the Steering Committee of First Lien Creditors Pursuant to Bankruptcy Rule 2019
5	Bankr. Doc. 993	11/05/2015	Debtors' Motion for (A) An Order (I) Establishing Bidding Procedures for the Sale(s) of All, or Substantially All, of the Debtors Assets; (II) Approving Bid Protections; (III) Establishing Procedures Relating to the Assumption and Assignment of Executory Contracts and Unexpired Leases; (IV) Approving Form and Manner of the Sale, Cure and Other Notices; and (V) Scheduling an Auction and a Hearing to Consider the Approval of the Sale(s); (B) Order(s) (I) Approving the Sale(s) of the Debtors Assets Free and Clear of Claims, Liens and Encumbrances; and (II) Approving the Assumption and Assignment of Executory Contracts and Unexpired Leases; and (C) Certain Related Relief (the " <u>Sale Motion</u> ")

Item #	Docket No.	Docket Date	Description
6	Bankr. Doc. 1094	11/23/2015	Notice of Debtors' Motion Pursuant to 11 U.S.C. §§ 105(a), 1113(c) and 1114(g) for an Order (I) Authorizing the Debtors to (A) Reject Collective Bargaining Agreements, (B) Implement Final Labor Proposals, and (C) Terminate Retiree Benefits; and (II) Granting Related Relief (the " <u>1113/1114 Motion</u> ")
7	Bankr. Doc. 1095	11/23/2015	Declaration of Stephen Douglas Williams in Support of Debtors' Motion Pursuant to 11 U.S.C. §§ 105(a), 1113(c) and 1114(g) for an Order (I) Authorizing the Debtors to (A) Reject Collective Bargaining Agreements, (B) Implement Final Labor Proposals, and (C) Terminate Retiree Benefits; and (III) Granting Related Relief
8	Bankr. Doc. 1099	11/23/2015	Notice and Order Setting Debtors' Motion for an Order (I) Authorizing the Debtors to (A) Reject Collective Bargaining Agreements, (B) Implement Final Labor Proposals, and (C) Terminate Retiree Benefits; and (II) Granting Related Relief; and Establishing Other Deadlines
9	Bankr. Doc. 1119	11/25/2015	Order (I) Establishing Bidding Procedures for the Sale(s) of All, or Substantially All, of the Debtors' Assets; (II) Approving Bid Protections; (III) Establishing Procedures Relating to the Assumption and Assignment of Executory Contracts and Unexpired Leases; (IV) Approving Form and Manner of the Sale, Cure and Other Notices; (V) Scheduling an auction and a Hearing to Consider the Approval of the Sale(s); and (VI) Granting Certain Related Relief
10	Bankr. Doc. 1189	12/08/2015	Objection to the United Mine Workers of America to Debtors' Motion Pursuant to 11 U.S.C. §§ 105(a), 1113(c) and 1114(g) for an Order (I) Authorizing the Debtors to (A) Reject Collective Bargaining Agreements, (B) Implement Final Labor Proposals, and (C) Terminate Retiree Benefits; and (II) Granting Related Relief
11	Bankr. Doc. 1195	12/09/2015	Opposition of United Steelworkers to Debtors' Motion Pursuant to 11 U.S.C. §§ 105(a), 1113(c) and 1114(g)

Item #	Docket No.	Docket Date	Description
12	Bankr. Doc. 1198	12/09/2015	Objection of the United Mine Workers of America 1974 Pension Plan and Trust, the United Workers of America 1993 Benefit Plan, the United Mine Workers of America 2012 Retiree Bonus Account Plan, the United Mine Workers of America Cash Deferred Savings Plan of 1988, the United Mine Workers of America Combined Benefit Plan and the United Mine Workers of America 1992 Benefit Plan to (1) Debtors' Motion Pursuant to 11 U.S.C. §§ 105(a), 1113(c) and 1114(g) for an Order (I) Authorizing the Debtors to (A) Reject Collective Bargaining Agreements, (B) Implement Final Labor Proposals, and (C) Terminate Retiree Benefits; and (II) Granting Related Relief
13	Bankr. Doc. 1204	12/09/2015	Statement of the Official Committee of Unsecured Creditors Regarding the Debtors' Motion Pursuant to 11 U.S.C. §§ 105(a), 1113(c) and 1114(g) for an Order (I) Authorizing the Debtors to (A) Reject Collective Bargaining Agreements, (B) Implement Final Labor Proposals, and (C) Terminate Retiree Benefits; and (II) Granting Related Relief
14	Bankr. Doc. 1207	12/09/2015	Debtors' Motion for an Order Approving Global Settlement Among the Debtors, Official Committee of Unsecured Creditors, Steering Committee and Stalking Horse Purchaser Pursuant to Fed. R. Bankr. P. 9019
15	Bankr. Doc. 1227	12/10/2015	Notice of Withdrawal of Debtors' Motion to Reject USW Collective Bargaining Agreements
16	Bankr. Doc. 1239	12/11/2015	Proposed Findings of Fact and Conclusions of Law Filed by Creditor United Mine Workers of America in Connection with the Debtors' Motion Pursuant To 11 U.S.C. § 105(a), 1113(c) And 1114(g) For An Order (I) Authorizing The Debtors To (A) Reject Collective Bargaining Agreements, (B) Implement Final Labor Proposals, And (C) Terminate Retiree Benefits,. And (II) Granting Related Relief

Item #	Docket No.	Docket Date	Description
17	Bankr. Doc. 1240	12/11/2015	Debtors' Omnibus Reply to Objections to Motion for an Order (A) Approving the Debtors' Key Employee Retention Plan and (B) Granting Related Relief
18	Bankr. Doc. 1241	12/11/2015	The Official Committee of Retired Employees of Walter Energy, Inc.'s Proposed Findings of Fact and Conclusions of Law with respect to the Debtors' Motion Pursuant to 11 U.S.C. §§ 105(a), 1113(c), and 1114(g) for an Order (I) Authorizing the Debtors to (A) Reject Collective Bargaining Agreements, (B) Implement Final Labor Proposals, and (C) Terminate Retiree Benefits; and (II) Granting Related Relief
19	Bankr. Doc. 1242	12/11/2015	Debtors' Proposed Findings of Fact and Conclusions of Law Granting Debtors' Motion for an Order (I) Authorizing the Debtors to (A) Reject Collective Bargaining Agreements, (B) Implement Final Labor Proposals, and (C) Terminate Retiree Benefits; and (II) Granting Related Relief
20	Bankr. Doc. 1243	12/11/2015	Proposed Findings of Fact and Conclusions of Law of the United Mine Workers of America 1974 Pension Plan and Trust, the United Mine Workers of America 1993 Benefit Plan, the United Mine Workers of America 2012 Retiree Bonus Account Plan, the United Mine Workers of America Cash Deferred Savings Plan of 1988, the United Mine Workers of America Combined Benefit Fund, and the United Mine Workers of America 1992 Benefit Plan with Respect to Debtors' Motion Pursuant to 11 U.S.C. §§ 105(a), 1113(c) and 1114(f) for an Order (I) Authorizing the Debtors to (A) Reject Collective Bargaining Agreements, (B) Implement Final Labor Proposals, and (C) Terminate Retiree Benefits; and (II) Granting Related Relief

Item #	Docket No.	Docket Date	Description
21	Bankr. Doc.125 0	12/11/2015	The Official Committee of Retired Employees of Walter Energy, Inc.'s Objection to Debtors' Motion Pursuant to 11 U.S.C. §§ 105(a), 1113(c) and 1114(g) for an Order (I) Authorizing the Debtors to (A) Reject Collective Bargaining Agreements, (B) Implement Final Labor Proposals, and (C) Terminate Retiree Benefits; and (II) Granting Related Relief
22	Bankr. Doc. 1261	12/14/2015	Debtors' Omnibus Reply in Support of the Motion Pursuant to 11 U.S.C. §§ 105(a), 1113(c), and 1114(g) for an Order (I) Authorizing the Debtors to (A) Reject Collective Bargaining Agreements, (B) Implement Final Labor Proposals, and (C) Terminate Retiree Benefits; and (II) Granting Related Relief
23	Bankr. Doc. 1264	12/14/2015	Debtors' Agenda for Hearing Scheduled for December 15, 2015
24	Bankr. Doc. 1284	12/14/2015	Debtors' Notice of Proposed Stipulation and Order Resolving Debtors' Motion Pursuant to 11 U.S.C. §§ 105(a), 1113(c) and 1114(g) for an Order (I) Authorizing the Debtors to (A) Reject Collective Bargaining Agreements, (B) Implement Final Labor Proposals, and (C) Terminate Retiree Benefits; and (II) Granting Related Relief as to the Non-Union Retirees Only
25	Bankr. Doc. 1286	12/14/2015	Debtors' Notice of Filing Proposed Form of Sale Order
26	Bankr. Doc. 1333	12/16/2015	Stipulation and Order Resolving Debtors' Motion Pursuant to 11 U.S.C. §§ 105(a), 1113(c) and 1114(g) for an Order (I) Authorizing the Debtors to (A) Reject Collective Bargaining Agreements, (B) Implement Final Labor Proposals, and (C) Terminate Retiree Benefits; and (II) Granting Related Relief as to the Non-Union Retirees Only
27	Bankr. Doc. 1336	12/16/2015	Transcript of Hearing Held on December 15, 2015

Item #	Docket No.	Docket Date	Description
28	Bankr. Doc. 1341	12/17/2015	Objection of the United Mine Workers of America to Debtors' Motion for Entry of an Order (I) Establishing Bidding Procedures for the Sale(s) of All, or Substantially All, of the Debtors' Assets; (II) Approving Bid Protections; (III) Establishing Procedures Relating to the Assumption and Assignment of Executory Contracts and Unexpired Leases; (IV) Approving Form and Manner of the Sale, Cure and Other Notices; and (V) Scheduling an Auction and a Hearing to Consider the Approval of the Sale(s); (B) Order(s) (I) Approving the Sale(s) of the Debtors' Assets Free and Clear of Claims, Liens and Encumbrances; and (II) Approving the Assumption and Assignment of Executory Contracts and Unexpired Leases; and (C) Certain Related Relief
29	Bankr. Doc. 1373	12/17/2015	Objection of the United Mine Workers of America Combined Benefit Fund and the United Mine Workers of America 1992 Benefit Plan to (A) An Order (I) Establishing Bidding Procedures for the Sale(s) of All, or Substantially All, of the Debtors Assets; (II) Approving Bid Protections; (III) Establishing Procedures Relating to the Assumption and Assignment of Executory Contracts and Unexpired Leases; (IV) Approving Form and Manner of the Sale, Cure and Other Notices; and (V) Scheduling an Auction and a Hearing to Consider the Approval of the Sale(s); (B) Order(s) (I) Approving the Sale(s) of the Debtors Assets Free and Clear of Claims, Liens and Encumbrances; and (II) Approving the Assumption and Assignment of Executory Contracts and Unexpired Leases; and (C) Certain Related Relief
30	Bankr. Doc. 1413	12/18/2015	Transcript of Hearing Held on December 16, 2015
31	Bankr. Doc. 1469	12/23/2015	Debtors' Notice to Creditors Regarding Change of Bid Deadline, Auction Date, and Sale Hearing of Certain Non-Core Assets.

Item #	Docket No.	Docket Date	Description
32	Bankr. Doc. 1489	12/28/2015	Memorandum Opinion and Order Granting Debtors' Motion for an Order (I) Authorizing the Debtors to (A) Reject Collective Bargaining Agreements, (B) Implement Final Labor Proposals, and (C) Terminate Retiree Benefits; and (II) Granting Related Relief
33	Bankr. Doc. 1502	12/29/2015	Motion to Alter or Amend Memorandum Opinion and Order Granting Debtors' Motion for an Order (I) Authorizing the Debtors to (A) Reject Collective Bargaining Agreements, (B) Implement Final Labor Proposals, and (C) Terminate Retiree Benefits; and (II) Granting Related Relief
34	Bankr. Doc. 1510	12/20/2015	Order Granting Motion to Alter or Amend Memorandum Opinion and Order Granting Debtors' Motion for an Order (I) Authorizing the Debtors to (A) Reject Collective Bargaining Agreements, (B) Implement Final Labor Proposals, and (C) Terminate Retiree Benefits; and (II) Granting Related Relief
35	Bankr. Doc. 1538	01/04/2016	Emergency Motion of the United Mine Workers of America 1992 Benefit Plan and the United Mine Workers of America Combined Benefit Fund to Compel
36	Bankr. Doc. 1539	01/04/2016	Emergency Motion to Expedite Hearing of the United Mine Workers of America 1992 Benefit Plan and the United Mine Workers of America Combined Benefit Fund Motion to Compel
37	Bankr. Doc. 1552	01/05/2016	Debtors' Omnibus Reply to Objections to the Debtors' Motion for (A) an Order (I) Establishing Bidding Procedures for the Sale(s) of All, or Substantially All, of the Debtors' Assets; (II) Approving Bid Protections; (III) Establishing Procedures Relating to the Assumption and Assignment of Executory Contracts and Unexpired Leases; (IV) Approving Form and Manner of the Sale, Cure, and Other Notices; and (V) Scheduling an Auction and a Hearing to Consider the Approval of the Sale(s); (B) Order(s) Approving the Sale(s) of the Debtors' Assets Free and Clear of Claims, Liens, Encumbrances, and Interests; and (II) Approving the Assumption and

Item #	Docket No.	Docket Date	Description
			Assignment of Executory Contracts and Unexpired Leases; and (C) Certain Related Relief
38	Bankr. Doc. 1553	01/05/2016	Declaration of Stephen Douglas Williams in Support of Debtors' Motion for (A) an Order (I) Establishing Bidding Procedures for the Sale(s) of All, or Substantially All, of the Debtors' Assets; (II) Approving Bid Protections; (III) Establishing Procedures Relating to the Assumption and Assignment of Executory Contracts and Unexpired Leases; (IV) Approving Form and Manner of the Sale, Cure, and Other Notices; and (V) Scheduling an Auction and a Hearing to Consider the Approval of the Sale(s); (B) Order(s) Approving the Sale(s) of the Debtors' Assets Free and Clear of Claims, Liens, Encumbrances, and Interests; and (II) Approving the Assumption and Assignment of Executory Contracts and Unexpired Leases; and (C) Certain Related Relief
39	Bankr. Doc. 1554	01/05/2016	Debtors' Agenda for Hearing Scheduled for January 6, 2016
40	Bankr. Doc. 1578	01/08/2016	Notice of Filing Proposed Order Filed by Creditors United Mine Workers of America 1992 Benefit Plan and its Trustees, United Mine Workers of America Combined Benefit Fund and its Trustees
41	Bankr. Doc. 1579	01/08/2016	United Mine Workers of America's Notice of Appeal of Bankruptcy Court Order Granting Debtors' 1113/1114 Motion
42	Bankr. Doc. 1581	01/08/2016	Notice of Appeal of the United Mine Workers of American 1974 Pension Plan and Trust, the United Workers of America 1993 Benefit Plan, the United Mine Workers of America 2012 Retiree Bonus Account Plan, the United Mine Workers of America Cash Deferred Savings Plan of 1988, the United Mine Workers of America Combined Benefit Plan and the United Mine Workers of America 1992 Benefit Plan of the Memorandum Opinion and Order Granting Debtors' Motion for an Order (I) Authorizing the Debtors to (A) Reject Collective Bargaining Agreements, (B) Implement

Item #	Docket No.	Docket Date	Description
			Final Labor Proposals, and (C) Terminate Retiree Benefits; and (II) Granting Related Relief
43	Bankr. Doc. 1584	01/08/2016	United States Bankruptcy Court for the Northern District of Alabama (Southern Division) (Mitchell, J.) Order (I) Approving the Sale of the Acquired Assets Free and Clear of Claims, Liens, Interests and Encumbrances; (II) Approving the Assumption and Assignment of Certain Executory Contracts and Unexpired Leases; and (III) Granting Related Relief (“ Sale Order ”)
44	Bankr. Doc. 1602	01/11/2016	Transcript of Hearing Held on January 6, 2016
45	Bankr. Doc. 1605	01/12/2016	Notice of Appeal of the United Mine Workers of America Combined Benefit Plan and the United Mine Workers of America 1992 Benefit Plan of Order (I) Approving the Sale of the Acquired Assets Free and Clear of Claims, Liens, Interests and Encumbrances; (II) Approving the Assumption and Assignment of Certain Executory Contracts and Unexpired Leases; and (III) Granting Related Relief
46	Bankr. Doc. 1607	01/12/2016	United Mine Workers of America’s Notice of Appeal of Bankruptcy Court Order Granting Debtor’s Sale Motion
47	Bankr. Doc. 1619	01/13/2016	Emergency Motion for a Stay Pending Appeal
48	Bankr. Doc. 1620	01/13/2016	Emergency Motion to Expedite Hearing of the United Mine Workers of America 1992 Benefit Plan and the United Mine Workers of America Combined Benefit Fund Emergency Motion to Stay the Sale Order.
49	Bankr. Doc. 1621	01/13/2016	Debtors’ Notice of Change of Auction Date for Certain Non-Core Assets

Item #	Docket No.	Docket Date	Description
50	Bankr. Doc. 1622	01/13/2016	Joinder to the Funds' Emergency Motion for a Stay Pending Appeal of the Sale Order
51	Bankr. Doc. 1623	01/13/2016	United States Bankruptcy Court for the Northern District of Alabama (Southern Division) (Mitchell, J.) Order Setting Expedited Hearing on Coal Act Fund's Motion for a Stay Pending Appeal of the Sale Order
52	Bankr. Doc. 1704	01/20/2016	United States Bankruptcy Court for the Northern District of Alabama (Southern Division) (Mitchell, J.) Order Denying Emergency Motion for a Stay Pending Appeal
53	Bankr. Doc. 1729	01/22/2016	Debtors' Notice of Adjourned Auction Date and Continued Sale Hearing for Certain Non-Core Assets
54	Bankr. Doc. 1784	02/01/2016	Notice of Proposed Asset Purchase Agreement for the Debtors' Non-Core Assets ("Non-Core Assets")
55	Bankr. Doc. 1820	02/03/2016	Declaration of Adam B. Schlesinger in Support of Debtors' Non-Core Assets Sale
56	Bankr. Doc. 1821	02/03/2016	Funds' Objection to Entry of Non-Core Assets Sale Order
57	Bankr. Doc. 1822	02/03/2016	Hearing Scheduled Regarding Funds' Objection to Entry of Non-Core Assets Sale Order
58	Bankr. Doc. 1833	02/03/2016	Marco Resources LLC's Objection to Bidding Process, Request to Bid and Objection to Non-Core Assets Sale Order
59	Bankr. Doc. 1836	02/04/2016	Debtors' Notice of Filing Proposed Form of Sale Order for Non-Core Assets

60	Bankr. Doc. 1863	02/08/2016	Order (I) Approving the Sale of Certain Non-Core Assets Free and Clear of Claims, Liens, Interests and Encumbrances; (II) Approving the Assumption and Assignment of Certain Executory Contracts and Unexpired Leases; and (III) Granting Related Relief
61	Bankr. Doc. 1864	02/08/2016	Transcript of February 4, 2016 Hearing Regarding Sale of Non-Core Assets
62	Bankr. Doc. 1871	02/09/2016	Supplemental Correspondence regarding Proposed Asset Purchase Agreement filed by Charles A. Ebetino, Jr.
63	Bankr. Doc. 1876	02/09/2016	Funds' Notice of Appeal of Non-Core Assets Sale Order
64	Bankr. Doc. 1877	02/09/2016	Funds' Emergency Motion to Stay Pending Appeal
65	Bankr. Doc. 1882	02/11/2016	Notice of Hearing Regarding Funds' Emergency Motion to Stay Pending Appeal
66	Bankr. Doc. 1905	02/16/2016	Debtors' Opposition to Funds' Emergency Motion To Stay Pending Appeal
67	Bankr. Doc. 1907	02/16/2016	Funds' Notice of Withdrawal of Emergency Motion To Stay Pending Appeal
68	Bankr. Doc. 1910	02/16/2016	Order Withdrawing Emergency Motion To Stay Pending Appeal
69	Bankr. Doc. 1913	02/16/2016	Debtors' Notice of Closing of Non-Core Sale Transaction

70	N/A	12/15/2015	All exhibits, demonstratives, deposition designations and other materials presented or relied upon at the hearing on the 1113/1114 Motion by (i) the proponents of the 1113/1114 Motion, (ii) any party objecting thereto or (iii) any other interested party, and made of part of the record of the hearing on the 1113/1114 Motion
71	N/A	12/16/2015	All exhibits, demonstratives, deposition designations and other materials presented or relied upon at the hearing on the 1113/1114 Motion by (i) the proponents of the 1113/1114 Motion, (ii) any party objecting thereto or (iii) any other interested party, and made of part of the record of the hearing on the 1113/1114 Motion
72	N/A	01/06/2016	All exhibits, demonstratives, deposition designations and other materials presented or relied upon at the hearing on the Sale Motion by (i) the proponents of the Sale Motion, (ii) any party objecting thereto or (iii) any other interested party, and made of part of the record of the hearing on the Sale Motion
73	N/A	02/04/2016	All exhibits, demonstratives, deposition designations and other materials presented or relied upon at the hearing relating to the sale of the Non-Core Assets by (i) the proponents of the sale of the Non-Core Assets, (ii) any party objecting thereto or (iii) any other interested party, and made of part of the record of the hearing on the sale of the Non-Core Assets.
74	Doc. No. 1	02/11/2016	Notice of Appeal from Bankruptcy Court's Non-Core Asset Sale Order.
75	Doc. No. 3	03/08/2016	United States District Court for the Northern District of Alabama (Proctor, J.) Order requiring parties to submit briefs setting forth respective position as to how the Court's ruling in Case No. 2:16-cv-00064-RDP affects this appeal.
76	Doc. No. 4	03/11/2016	Appellants' Statement of Effect of the Court's March 8, 2016 Order in 2:16-CV-00064-RDP.

77	Doc. No. 5	03/15/2016	United States District Court for the Northern District of Alabama (Proctor, J.) Order affirming Bankruptcy Court's February 8, 2016 Non-Asset-Sale Order in accordance with the reasoning set forth in the District Court's March 8, 2016 Memorandum Opinion and Order in the Core-Asset Appeal.
78	Doc. No. 6	03/17/2016	Appellants' Notice of Appeal to the United States Court of Appeals for the Eleventh Circuit of District Court's March 15, 2016 Order
79	Doc. No. 7	03/17/2016	Transmission of Notice of Appeal to the United States Court of Appeals for the Eleventh Circuit
80	Doc. No. 8	03/17/2016	Transmission of Notice of Appeal and Docket Sheet to the United States Court of Appeals for the Eleventh Circuit
81	Doc. No. 11	03/24/2016	The United States Court of Appeals for the Eleventh Circuit Notice of Case Number for appeal is 16-11205-HH
82	Doc. No. 12	03/25/2016	Appellants' Transcript Request
83	Doc. No. 13	03/28/2016	Certificate of Record on Appeal by Bankruptcy Clerk

Dated: March 31, 2016

Respectfully submitted,

/s/ George N. Davies
 Glen M. Connor (Ala. Bar No. 0562-R64G)
 George N. Davies (Ala. Bar No. 3923-A63G)
**QUINN, CONNOR, WEAVER, DAVIES &
 ROUCO LLP**
 Two North Twentieth Building
 2 – 20th Street North, Suite 930
 Birmingham, AL 35203
 Telephone: (205) 870-9989
 Facsimile: (205) 803-4143
 gconnor@qcwdr.com
 gdavies@qcwdr.com

**MOONEY, GREEN, SAINDON, MURPHY &
WELCH, P.C.**

Paul A. Green (*pro hac vice*)
John R. Mooney (*pro hac vice*)
1920 L Street NW, Suite 400
Washington, DC 20036
Telephone: (202) 783-0010
Facsimile: (202) 783-608

MORGAN, LEWIS & BOCKIUS LLP

John C. Goodchild, III (*pro hac vice*)
Rachel Jaffe Mauceri (*pro hac vice*)
1701 Market Street
Philadelphia, PA 19103-2921
Telephone: (215) 963-5000
Facsimile: (215) 963-5001
jgoodchild@morganlewis.com
rmauceri@morganlewis.com

Sabin Willett (*pro hac vice*)
Julia Frost-Davies (*pro hac vice*)
Amelia C. Joiner (*pro hac vice*)
One Federal Street
Boston, MA 02110-1726
Telephone: (617) 951-8000
Facsimile: (617) 341-7701
sabin.willett@morganlewis.com
julia.frost-davies@morganlewis.com
amelia.joiner@morganlewis.com

Bryan M. Killian (*pro hac vice*)
Raechel K. Kummer (*pro hac vice*)
Stephanie Schuster (*pro hac vice*)
2020 K Street NW
Washington, DC 20006-1806
Telephone: (202) 373-6000
Facsimile: (202) 373-6001
bryan.killian@morganlewis.com
raechel.anglin@morganlewis.com
stephanie.schuster@morganlewis.com

Attorneys for Appellants

CERTIFICATE OF SERVICE

I hereby certify that on March 31, 2016, I electronically filed a copy of Appellants' Statement of Issues and Designation of Record on Appeal with the Clerk of the Court using the Court's CM/ECF system, which will automatically send email notification of such filing to the following counsel of record:

Scott Burnett Smith
Jay Bender
James B. Bailey
Cathleen Curran Moore
BRADLEY ARANT BOULTCUMMINGS
LLP
One Federal Place
1819 Fifth Avenue
Birmingham, AL 35203
Tel: (205) 521-8000

Stephen J. Shimshak
Kelley A. Cornish
Robert N. Kravitz
Michael S. Rudnick
Diane Meyers
Claudia R Tobler
Ann K. Young
PAUL, WEISS, RIFKIND, WHARTON &
GARRISON LLP
1285 Avenue of the Americas
New York, NY 10019
Tel: (212) 373-3000

Attorneys for the Debtors/Appellees

Robert K. Ozols
Jayna Partain Lamar
MAYNARD COOPER & GALE PC
1901 6th Avenue North Suite 2400
Birmingham, AL 35203
Tel: (205) 254-1875

Attorneys for the Debtors/Appellees

Michael L. Hall
D. Christopher Carson
BURR & FORMAN
420 North 20th Street
Birmingham, AL 35203
Tel: (205) 458-5367

*Attorneys for Non-Parties Coal Acquisition
LLC & The Steering Committee*

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/s/George N. Davies
George N. Davies